

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Service Matters – Fixation of seniority in respect of Sri U. Srinivasa Rao, PC 783 of 6th Bn., APSP., at appropriate place on par with his batch mates of 1999 year selection – Orders – Issued.

HOME (SER-II) DEPARTMENT

G.O.Rt.No. 2412

Dated:18.12.2012

Read the following:-

From the DGP, A.P., Hyderabad, Lr.Rc.No.695/E3/2011,
dated: 12.09.2011.

ORDER:

The Director General of Police, Andhra Pradesh, Hyderabad, in the letter read above, has stated that Sri U. Srinivasa Rao of Prakasam District was selected as SCT PC (APSP) in Khammam District in the year 1999, under the Home Guards quota as per the notification of State Level Police Recruitment Board dated: 5.11.1999. During the course of verification of character and antecedents of the candidate by S.P., Prakasam, it was noticed that the applicant was involved in a criminal case due to which he was removed from Home Guard service. As such he was not allowed for medical examination, as he was not appointed as SCT PC.

2. Aggrieved with the above, the applicant has approached the Hon'ble APAT in OA.No.2334/2000. The Hon'ble APAT issued the following orders dated: 25.7.2002:

“The impugned orders are set aside and the respondents are directed to complete the further selection process as required, in accordance with the rules and send the applicant for necessary training within 15 days from the date of receipt of a copy of these orders. If for any reason, he is not sent for training, the respondents are directed to give appointment orders to the applicant within 15 days thereafter as and when such training is conducted, the respondents are directed to send him to the training. The applicant is entitled to service seniority, but not for back wages.”

3. On the above APAT orders, the Chairman, State Level Police Recruitment Board filed W.P.No.6028/2003 and the same was dismissed by the Hon'ble High Court on 3.7.2003, at admission stage. On the Hon'ble High Court orders, the Chairman, State Level Police Recruitment Board approached the Supreme Court and filed SLP (C) No.20825/03 and the same was dismissed on 21.11.2003. The applicant Sri U. Srinivasa Rao was sent for training along with others on 17.11.2004 and was issued appointment orders on 17.8.2005.

4. The DGP has stated that now the applicant submitted a representation after a lapse of “6” years for revision of his seniority requesting for seniority on par with his batch mates selected in the year 1999 as per the Tribunal Orders in O.A.No.2334/2000, dated: 25.7.2002 and therefore, while referring to the Circular Memo.No.57759/Ser-A/2004-1, dated: 20.5.2004, requested the Government to issue suitable orders in the matter.

5. Government, after careful examination of the matter, have observed that the circular memo referred to in para (4) above, cannot be made applicable to the present case, as the notional seniority has to be assigned to the individual in compliance to the order of the APAT which has become final and the same was partially implemented by appointing the individual to the post of PC.

6. Accordingly, Sri U. Srinivasa Rao of Prakasam District PC 783 of 6th Bn., APSP, is hereby assigned notional seniority at appropriate place on par with his batch mates of 1999 selection. The rules i.e., A.P.R.P.Rules, 1980 and F.Rs which exist at the relevant time are applicable in the instant case.

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7. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P., Hyderabad.

Copy to:- The individual concerned. (through the D.G.P., A.P., Hyderabad)

// FORWARDED :: BY ORDER //

SECTION OFFICER.